

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
SOUTHEASTERN DIVISION**

**WILLIAM T. COOPER, JAY R.  
HOLCOMB, JEFFERY D. JOHNSON,  
JEREMY S. STOELTING, and JAMES  
D. PATTON,**

**Plaintiffs,**

**V.**

**CORY HUTCHESON,**

**and**

**SECURUS TECHNOLOGIES, INC.**

**Defendants.**

**Case No. 1:17-cv-00073**

**Dist. Judge John A. Ross**

**DEFENDANT SECURUS TECHNOLOGIES, LLC’S  
MOTION FOR SUMMARY JUDGMENT**

Defendant Securus Technologies, LLC (“Securus”)<sup>1</sup> moves for summary judgment pursuant to Fed. R. Civ. P. 56 as to Plaintiffs’ remaining claims against it for violation of the Fourth Amendment brought pursuant to 42 U.S.C. § 1983 (Count II) and intrusion upon seclusion under Missouri law (Count IV). Because the uncontroverted material facts show that Plaintiffs cannot demonstrate a genuine issue of material fact as to Securus’ liability under either claim, Securus is entitled to judgment as a matter of law and dismissal of this action against it with prejudice.

Pursuant to E.D. Mo. Local R. 4.02(B), Securus respectfully requests oral argument on this motion. This case concerns novel theories of constitutional liability for private entities, and

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<sup>1</sup> Securus converted from a corporation to an LLC in January 2020.

Securus believes that oral argument would be beneficial by providing a full opportunity for the Court to address any factual or legal issues it believes would affect or govern its determination of these issues.

For the reasons stated above and in the Memorandum in Support of its Motion for Summary Judgment, Statement of Uncontroverted Material Facts, the Declarations of Joshua Conklin and Adam R. Fox and supporting evidence filed contemporaneously herewith, Securus respectfully moves this Court for the entry of summary judgment in its favor as to all claims against it, the dismissal of this action with prejudice as to Securus, and for such other relief as this Court deems just and proper.

Dated: September 10, 2021

/s/ Adam R. Fox

Adam R. Fox (admitted *pro hac vice*)  
Gabriel Colwell (admitted *pro hac vice*)  
Marisol C. Mork (admitted *pro hac vice*)  
Squire Patton Bogs (US) LLP  
555 South Flower Street, 31<sup>st</sup> Floor  
Los Angeles, California 90071  
Telephone: (213) 624-2500  
Facsimile: (213) 623-4581  
adam.fox@squirepb.com  
gabriel.colwell@squirepb.com  
marisol.mork@squirepb.com

Shawn T. Briner, #MO47286  
Briner Law Group  
424 S. Woods Mill Road, Suite 330  
Chesterfield, Missouri 63017  
Telephone: (314) 478-7227  
Facsimile: (314) 448-4300  
shawn.briner@brinerlaw.com

*Attorneys for Defendant Securus Technologies, LLC  
f/k/a Securus Technologies, Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that on September 10, 2021, I electronically filed the foregoing document with the Clerk of Court using the CM/ECF system, which will cause an electronic notice to be sent to all registered counsel of record.

Dated: September 10, 2021

/s/ Adam R. Fox

*Attorney for Defendant Securus  
Technologies, LLC f/k/a Securus  
Technologies, Inc.*